THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.13824 of 2007

Dated: 02-07-2007

Between:

G.Venkateswarlu and others.

.....

PETITIONERS

AND

The Tahsildar/Mandal Revenue Officer, Khammam.

.....RESPONDENT

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.13824 of 2007

ORDER:

The petitioners statedly belong to scheduled tribe. They were assigned agricultural land in various subdivisions of survey Nos.147 and 148. They also allegedly obtained pattadar passbooks. On an allegation that they failed to cultivate the land as stipulated in the conditions of assignment, the respondent issued show-cause notices dated 13.04.2007 calling upon them to show-cause as to why the assignment should not be cancelled. The petitioners submitted explanations. The enquiry is still pending. In the meanwhile they allege that the respondent along with his men tried to dispossess them. Therefore, they filed instant writ petition seeking appropriate declaration and direction.

A reading of the affidavit accompanying the writ petition would show that after receiving the show-cause notices dated 13.04.2007, the petitioners submitted explanations on 20.04.2007. They also allege that the enquiry is still pending before first respondent. Therefore, the allegation that without passing orders, the respondent is trying to interfere with the peaceful possession of the petitioners cannot be believed. Needless to observe that unless an order is passed cancelling the pattas granted to the petitioners, they cannot be prevented from enjoying the land. The writ petition is filed on mere apprehension and the same is accordingly dismissed. No costs.

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(**V.V.S.RAO, J**)

02nd July, 2007

ghn